



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 05/25/04

AGENDA ITEM 4

WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: Adoption of an Ordinance Amending Chapter 5, Article 4 of the Hayward Municipal Code Relating To Well Standards

RECOMMENDATION:

It is recommended that the City Council adopt the attached Ordinance.

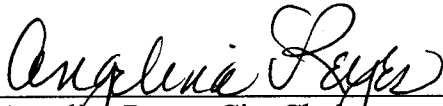
BACKGROUND:

The ordinance was introduced at the May 18, 2004, meeting of the City Council with the following vote:

AYES:	Council Members:	Jimenez, Quirk, Halliday, Ward, Dowling, Henson
	Mayor:	Cooper
NOES:	Council Members:	None
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

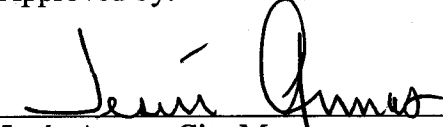
The ordinance was published in the Hayward Daily Review on May 22, 2004. Adoption at this time is therefore appropriate.

Prepared by:



Angelina Reyes, City Clerk

Approved by:



Jesús Armas, City Manager

Draft Ordinance

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING CHAPTER 5, ARTICLE 4 OF THE
HAYWARD MUNICIPAL CODE RELATING TO WELL STANDARDS

THE, THEREFORE, THE CITY COUNCIL OF THE CITY OF HAYWARD DOES HEREBY
ORDAIN AS FOLLOWS:

Section 1. Section 5-4.53 of Chapter 5, Article 4 of the Hayward Municipal Code is hereby
amended to read in full as follows:

SEC. 5.4.53 WELL WATER REPLENISHMENT CHARGES APPLICABLE TO THE AREAS
DETACHED IN 2000 AND 2004.

- (a) Well Connection Fee.
- (b) Facilities Acreage Charge.
- (c) Well User's Charge.

Section 2. Severance. Should any part of this ordinance be declared by a final decision by a
court or tribunal of competent jurisdiction to be unconstitutional, invalid, or beyond the authority
of the City, such decision shall not affect the validity of the remainder of this ordinance, which
shall continue in full force and effect, provided that the remainder of the ordinance, absent the
unexcised portion, can be reasonably interpreted to give effect to the intentions of the City
Council.

Section 3. In accordance with the provisions of Section 620 of the City Charter, this ordinance
shall become effective 30 days from and after the date of its adoption.

Introduced at a regular meeting of the Hayward City Council held May 18, 2004, the above-entitled
ordinance was introduced by Council Member Ward.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to
be held on May 25, 2004, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward,
California. The full text of this ordinance is available for examination by the public in the Office of
the City Clerk.

DATED: May 22, 2004

Angelina Reyes, City Clerk
City of Hayward